

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

FEB - 6 2003

FILED  
CLERK'S OFFICE

**DOCKET NO. 1477**

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

**(SEE ATTACHED SCHEDULE)**

**CONDITIONAL TRANSFER ORDER (CTO-5)**

On August 12, 2002, the Panel transferred six civil actions to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 16 additional actions have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R. Goodwin.

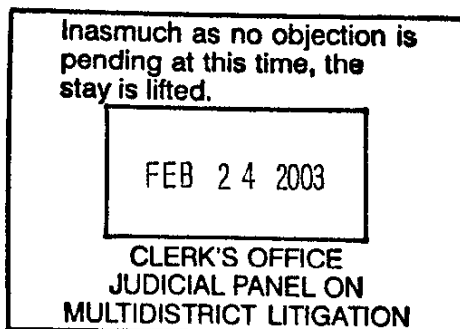
It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of West Virginia for the reasons stated in the order of August 12, 2002, 217 F.Supp.2d 1372 (J.P.M.L. 2002), and, with the consent of that court, assigned to the Honorable Joseph R. Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Michael J. Beck  
Michael J. Beck  
Clerk of the Panel



54

**SCHEDULE CTO-5 - TAG ALONG CASES**  
**DOCKET NO. 1477**  
**IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

DISTRICT DIV. CIVIL ACTION#

FLORIDA MIDDLE

FLM 6 02-1453

James E. Gable v. Bristol-Myers Squibb Co.

2:03-cv-0160

KANSAS

KS 6 02-1450

Mary Mullen v. Bristol-Myers Squibb Co.

2:03-cv-0161

LOUISIANA MIDDLE

LAM 3 02-1118

Judy Lacava v. Bristol-Myers Squibb Co., et al.

2:03-cv-0162

LOUISIANA WESTERN

LAW 5 02-1859

Rebecca M. Blackwell v. Bristol-Myers Squibb Co.

2:03-cv-0163

MISSISSIPPI SOUTHERN

MSS 1 02-909

Jesse L. Davis, et al. v. Bristol-Myers Squibb Co.

2:03-cv-0164

MSS 1 02-917

Eileen Burrell Cross, et al. v. Bristol-Myers Squibb Co.

2:03-cv-0165

PENNSYLVANIA EASTERN

PAE 2 02-7895

Lionel Beaulieu, et al. v. Bristol-Myers Squibb Co., Inc., et al.

2:03-cv-0166

PAE 2 02-7896

David Rossi, et al. v. Bristol-Myers Squibb Co., Inc., et al.

2:03-cv-0167

PENNSYLVANIA WESTERN

PAW 2 02-1468

Jane Lee, et al. v. Bristol-Myers Squibb Co., Inc.

2:03-cv-0168

**INVOLVED COUNSEL LIST FOR SCHEDULE CTO-5  
DOCKET NO. 1477  
IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

Lee B. Balefsky  
Greitzer & Locks  
1500 Walnut Street  
20th Floor  
Philadelphia, PA 19102-3580

Jane J. Bartley  
Shook Hardy & Bacon, L.L.P.  
1200 Main Suite 3100  
One Kansas City Place  
Kansas City, MO 64105-2118

Caroline C. Donlon  
Law Offices of Daniel E. Becnel, Jr.  
106 West Seventh Street  
P.O. Drawer H  
Reserve, LA 70084

Carl Frankovitch  
Frankovitch, Anetakis, Colantonio & Simon  
337 Penco Road  
Weirton, WV 26062

Barry M. Hill  
Hill, Toriseva & Williams  
89-12th Street  
Wheeling, WV 26003

Edward J. Hund  
Bradshaw, Johnson & Hund  
200 West Douglas  
Suite 100  
Wichita, KS 67202-3013

Therese M. Keeley  
McCarter & English, LLP  
1735 Market Street  
Suite 700  
Philadelphia, PA 19103

John Paul Massicot  
Silvestri & Massicot  
3914 Canal Street  
New Orleans, LA 70119-6003

Marvin W. Masters  
Masters & Taylor, L.C.  
181 Summers Street  
4th Floor  
Peoples Building  
Charleston, WV 25301

Francis M. McDonald, Jr.  
Carlton Fields, P.A.  
450 S. Orange Avenue  
Suite 500  
P.O. Box 1171  
Orlando, FL 32802-1171

Todd Brentley Ott  
Law Offices of Ronnie G. Penton  
209 Hoppen Place  
Bogalusa, LA 70427

Michael A. Shiffman  
Law Office of Jonathan I. Rotstein  
309 Oakridge Boulevard  
Suite B  
Daytona Beach, FL 32118

W. James Singleton  
Singleton Law Firm  
4050 Linwood Avenue  
Shreveport, LA 71108

Michelle L. Tiger  
Greitzer & Locks  
1500 Walnut Street  
20th Floor  
Philadelphia, PA 19102

Quentin F. Urquhart, Jr.  
Irwin, Fritchie, Urquhart & Moore, L.L.C.  
400 Poydras Street  
Suite 2700  
New Orleans, LA 70130

Michael B. Victorson  
Jackson & Kelly  
P.O. Box 553  
Charleston, WV 25322-0553

**INVOLVED JUDGES LIST FOR SCHEDULE CTO-5  
DOCKET NO. 1477  
IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

Hon. Monti L. Belot  
U.S. District Judge  
111 U.S. Courthouse  
401 North Market Street  
Wichita, KS 67202

Hon. Joy Flowers Conti  
U.S. District Judge  
United States District Court  
219 U.S. Post Office & Courthouse  
700 Grant Street  
Pittsburgh, PA 15219

Hon. Stewart Dalzell  
U.S. District Judge  
5614 James A. Byrne U.S. Courthouse  
601 Market Street  
Philadelphia, PA 19106

Hon. Patricia C. Fawsett  
U.S. District Judge  
611 Georgy C. Young U.S. Courthouse  
80 North Hughey Avenue  
Orlando, FL 32801

Hon. Walter J. Gex, III  
U.S. District Judge  
238 Federal Building  
725 Martin Luther King, Jr. Boulevard  
Biloxi, MS 39530

Hon. John R. Padova  
U.S. District Judge  
6614 James A. Byrne U.S. Courthouse  
601 Market Street  
Philadelphia, PA 19106-1759

Hon. John V. Parker  
Senior U.S. District Judge  
355 Russell B. Long Federal Bldg.  
777 Florida Street  
Baton Rouge, LA 70801-1712

Hon. Donald E. Walter  
Senior U.S. District Judge  
4200 U.S. Courthouse  
300 Fannin Street  
Shreveport, LA 71101-3050

**INVOLVED CLERKS LIST FOR SCHEDULE CTO-5  
DOCKET NO. 1477  
IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

J.T. Noblin, Clerk  
243 Federal Building  
725 Martin Luther King, Jr. Blvd.  
Biloxi, MS 39530

Lawrence Talamo, Clerk  
U.S. District Court  
Russell B. Long Federal Bldg.  
777 Florida Street  
Baton Rouge, LA 70801-1712

Michael E. Kunz, Clerk  
2609 James A. Byrne  
U.S. Courthouse  
601 Market Street  
Philadelphia, PA 19106-1796

Ralph L. DeLoach, Clerk  
204 U.S. Courthouse  
401 N. Market Street  
Wichita, KS 67202

Robert H. Shemwell, Clerk  
1167 U.S. Courthouse  
300 Fannin Street  
Shreveport, LA 71101-3083

Robert V. Barth, Jr., Clerk  
U.S. District Court  
P.O. Box 1805  
Pittsburgh, PA 15230-1805

Sheryl L. Loesch, Clerk  
300 George C. Young U.S. Courthouse  
80 North Hughey Avenue  
Orlando, FL 32801